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9 UNITED STATES DISTRICT COURT
10 FOR THE EASTERN DISTRICT OF WASHINGTON

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 KENT KIMBERLING,

15 Defendant.

Case No.: 2:20-CR-00006-WFN

Motion for Detention

16 The United States moves for pretrial detention of Defendant, pursuant to 18
17 U.S.C. § 3142(e) and (f).

18 1. Eligibility of Case. This case is eligible for a detention order because
19 the case involves (check one or more):
20

21 ☐ Crime of violence (as defined in 18 U.S.C. § 3156(a)(4) which
22 includes any felony under Chapter 109A, 110 and 117);
23

24 ☐ Maximum penalty of life imprisonment or death;
25

26 ☐ Drug offense with maximum penalty of 10 years or more;
27
28

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1 ☐ Felony, with two prior convictions in above categories;

2 ☒ Felony that involves a minor victim or that involves the possession or
3
4 use of a firearm or destructive device as those terms are defined in 18 U.S.C.
5 § 921, or any other dangerous weapon, or involves a failure to register under 18
6 U.S.C. § 2250;

8 ☒ Serious risk Defendant will flee; or

9
10 ☒ Serious risk obstruction of justice.

11 2. Reason for Detention. The Court should detain Defendant because
12
13 there is no condition or combination of conditions which will reasonably assure
14 (check one or both):

15 ☒ Defendant's appearance as required; or

16
17 ☒ Safety of any other person and the community.

18
19 3. Rebuttable Presumption. The United States will not invoke the
20 rebuttable presumption against Defendant under 18 U.S.C. § 3142(e). The
21 presumption applies because there is probable cause to believe Defendant
22 committed:

23
24 ☐ Drug offense with maximum penalty of 10 years or more;

25
26 ☐ An offense under 18 U.S.C. §§ 924(c), 956(a), or 2332b;

1 ☐ An offense under 18 U.S.C. §§ 2332b (g)(5)(B) for which a
2 maximum term of imprisonment of 10 years or more is prescribed;

3
4 ☐ An offense under chapter 77 of Title 18, United States Code, for
5 which a maximum term of imprisonment of 20 years or more is prescribed;

6
7 ☐ An offense involving a minor victim under 18 U.S.C. §§ 1201, 1591,
8 2241, 2242, 2244(a)(1), 2245, 2251, 2251A, 2252(a)(1), 2252(a)(2), 2252(a)(3),
9 2252A(a)(1), 2252A(a)(2), 2252A(a)(3), 2252A(a)(4), 2260, 2421, 2422, 2423, or
10 2425;

11
12 ☐ Other Circumstance as defined in 18 U.S.C. § 3142(e)(2).

13
14 4. Time for Detention Hearing. The United States requests the Court
15 conduct the detention hearing:

16
17 ☐ At the first appearance, or

18
19 ☒ After a continuance of three days.

20
21 5. Other Matters.

22 Dated: January 28, 2020.

23 William D. Hyslop
24 United States Attorney

25
26 s/ Patrick J Cashman
27 Patrick J Cashman
28 Assistant United States Attorney